IN THE HIGH COURT OF UTTARANCHAL AT NAINITAL

Original Jurisdiction

Dated: Nainital the 27th day of May, 2002

Criminal Misc. Bail Application Number 488 of 2002

Order on the Bail Application

CRIMINAL SIDE

Surender Giri son of Sri Shanti Giri, resident of Dhyan Nagar, P.S. Jaspur, District Udham Singh Nagar

……Applicant(s)

Versus

State of Uttaranchal

…….Opposite Party

Arising out of - Case Crime No. 149 of 2002,
Under Section 8(C) 15/18 of N.D.P.S. Act,
P.S. Jaspur,
District Udham Singh Nagar

By the Court

Hon'ble Irshad Hussain, J.

Heard the learned counsel for the applicant and the learned A.G.A.

It is a case of recovery of 5kg. opium Donda powder from the possession of the applicant-accused.

There is no conviction to the credit of the applicant. There are reasonable grounds to accept the argument that the applicant has not committed the offence. There is no likelihood of the applicant's engaging himself in similar activity in future.

Under the circumstances, let the applicant Surender Giri son of Sri Shanti Giri, resident of Dhyan Nagar, Police Station, Jaspur, District Udham Singh Nagar be released on bail in case crime no.149 of 2002,
under section 8 (C) 15/18 of N.D.P.S.Act,Polic e Station, Jaspur,District Udham Singh Nagar on his filing a personal bond and adequate sureties to the satisfaction of Sessions Judge, Udham Singh Nagar.

27.05.2002./B.

(Irshad Hussain, J.)